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*Attorneys for Defendant Zuffa, LLC, d/b/a
Ultimate Fighting Championship and UFC*

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION

Cung Le, Nathan Quarry, Jon Fitch, on behalf
of themselves and all others similarly situated,

Plaintiffs,

v.

Zuffa, LLC, d/b/a Ultimate Fighting
Championship and UFC,

Defendant.

Case No. 5:14-cv-05484 EJD

**DECLARATION OF SUZANNE E. JAFFE
REGARDING APPENDIX A TO ZUFFA,
LLC'S MOTION TO DISMISS AND IN
SUPPORT OF ZUFFA, LLC'S REQUEST
FOR JUDICIAL NOTICE**

Date: July 23, 2015
Time: 9:00 a.m.
Place: Courtroom 4
Judge: Hon. Edward J. Davila

1 Luis Javier Vazquez and Dennis Lloyd
2 Hallman, on behalf of themselves and all
3 others similarly situated,

4 Plaintiffs,

5 v.

6 Zuffa, LLC, d/b/a Ultimate Fighting
7 Championship and UFC,

8 Defendant.

Case No. 5:14-cv-05591 EJD

9 Brandon Vera and Pablo Garza, on behalf of
10 themselves and all others similarly situated,

11 Plaintiffs,

12 v.

13 Zuffa, LLC, d/b/a Ultimate Fighting
14 Championship and UFC,

15 Defendant.

Case No. 5:14-cv-05621 EJD

16 Gabe Ruediger and Mac Danzig, on behalf of
17 themselves and all others similarly situated,

18 Plaintiffs,

19 v.

20 Zuffa, LLC, d/b/a Ultimate Fighting
21 Championship and UFC,

22 Defendant.

Case No. 5:15-cv-00521 EJD

1 I, Suzanne E. Jaffe, declare as follows:

2 1. I am over 21 years old and have personal knowledge of the information in this
3 declaration. I am a member of the bar of the State of California and of this court, and an associate
4 with Boies, Schiller & Flexner LLP, counsel for Zuffa, LLC ("Zuffa"). I have personal
5 knowledge of the facts stated in this declaration and if called to testify, I would and could
6 competently testify to those facts.

7 2. I submit this declaration in regards to Appendix A, attached to Defendant Zuffa,
8 LLC's Consolidated Notice of Motion and Motion to Dismiss Plaintiffs' Complaints Pursuant to
9 Fed. R. Civ. P. 12(b)(6), and in support of Zuffa's Request for Judicial Notice in support of its
10 Motion to Dismiss Plaintiffs' Complaints Pursuant to Fed. R. Civ. P. 12(b)(6). Zuffa requests
11 judicial notice of 10 documents identified as Exhibits A-J and attached to this Declaration.

12 3. On February 23, 2015, I accessed the Florida State Boxing Commission website at
13 <http://www.myfloridalicense.com/dbpr/pro/sbc/event-results.html> and downloaded the official
14 MMA results from an event promoted by "WSof" that took place on July 5, 2014 and which
15 included a bout between Jon Fitch and Dennis Hallman. Exhibit A is a true and correct copy of
16 that record.

17 4. On February 23, 2015, I accessed the Nevada State Athletic Commission website
18 at <http://boxing.nv.gov/results/Results/> and downloaded the official MMA results from an event
19 promoted by "WSOF, LLC/MMAWC, LLC" that took place on June 14, 2013 and which
20 included a bout between Jonathan Parker Fitch and Joshua Ray Burkman. Exhibit B is a true and
21 correct copy of that record.

22 5. On February 23, 2015, I accessed the Florida State Boxing Commission website at
23 <http://www.myfloridalicense.com/dbpr/pro/sbc/event-results.html> and downloaded the official
24 MMA results from an event promoted by "World Series of Fighting" that took place on October
25 26, 2013 and which included a bout between Jon Fitch and Marcelo Alfaya. Exhibit C is a true
26 and correct copy of that record.

27 6. On February 23, 2015, I accessed the California State Athletic Commission
28 website at <http://www.dca.ca.gov/csac/events/results/2014.shtml> and downloaded the official

1 MMA results from an event titled “WSOF 16,” that took place on December 13, 2014 and which
2 included a bout between Jon Fitch and Rousimar Palhares. Exhibit D is a true and correct copy of
3 that record.

4 7. On February 23, 2015, I accessed the Missouri Division of Professional
5 Registration Office of Athletics website at <http://pr.mo.gov/athletics-mmareresults.asp> and
6 downloaded the official MMA results from an event promoted by “Titan Fighting Champ” that
7 took place on August 30, 2013 and which included a bout between Dennis Hallman and Dan
8 Hornbuckle. Exhibit E is a true and correct copy of that record.

9 8. On February 23, 2015, I accessed the California State Athletic Commission
10 website at <http://www.dca.ca.gov/csac/events/results/2013.shtml> and downloaded the official
11 MMA results from an event for promoter BAMMA that took place on May 31, 2013 and which
12 included a bout between Gabriel Ruediger and Scott Catlin. Exhibit F is a true and correct copy
13 of that record.

14 9. On February 23, 2015, I accessed the Nevada State Athletic Commission website
15 at <http://boxing.nv.gov/results/Results/> and downloaded the official MMA results from an event
16 promoted by “MMAWS, LLC dba: WSOF” that took place on January 17, 2015 and which
17 included a bout between Jake Sequoyah Shields and Brian E.L. Foster. Exhibit G is a true and
18 correct copy of that record.

19 10. On February 17, 2015, I personally submitted an Open Public Records Act request
20 to the State of New Jersey Office of the Attorney General in the Department of Law and Public
21 Safety through their online system. I requested a public record of a bout between Quinton
22 “Rampage” Jackson and Joey Beltran that took place in Atlantic City, New Jersey on November
23 15, 2013.

24 11. On February 18, 2015, I received an email from Bruce Solomon, Deputy Attorney
25 General from the State of New Jersey responding to my request. Mr. Solomon provided three
26 documents in response to my request: (1) the SACB- Scoring Detail for Jose Beltran v. Quinton
27 Jackson 11/15/2013, (2) the 11152013 NJSACB Official Weights, Results, Suspensions and
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Staff, and (3) a Receipt summarizing the records request and responsive documents. Exhibit H is a true and accurate copy of a compilation of these documents.

12. On February 27, 2015, I used the Security and Exchange Commission's website (<http://www.sec.gov/edgar/searchedgar/companysearch.html>) to search for Viacom Inc.'s public filings. From the Security and Exchange Commission's website, I downloaded a copy of Viacom Inc.'s Annual 10-K Report and exhibits filed November 13, 2014. Exhibit I is a true and accurate copy of excerpts of this document.

13. On February 23, 2015, I downloaded from the Federal Trade Commission's website the "Closing Letter to Counsel for Zuffa LLC," containing Matter Number 111 0136 and dated January 25, 2012. This letter acknowledges the FTC closed its investigation into Zuffa's acquisition of Explosion Entertainment, LLC (Strikeforce). I downloaded this Letter at <http://www.ftc.gov/enforcement/cases-proceedings/closing-letters/zuffa-llc-explosion-entertainment-llc>. Exhibit J is a true and accurate copy of this letter.

14. Additionally, Zuffa has attached Appendix A to its Motion to Dismiss as a reference guide. Appendix A provides a chart of identical or substantially similar paragraphs from the four Complaints in the above-captioned matters listed by paragraph number. Appendix A treats the Complaint in *Le et al. v. Zuffa*, No. 5:14-cv-05484-EJD, as the master Complaint and provides the corresponding identical or substantially similar paragraph numbers for the Complaints in the three cases administratively related to *Le* — *Vazquez et al. v. Zuffa*, 5:14-cv-05591-EJD, *Vera et al. v. Zuffa*, 5:14-cv-05621-EJD; and *Ruediger et al. v. Zuffa*, 5:15-cv-00521-EJD.

I declare under penalty of perjury that the foregoing statements are true and correct.
Executed this 27th day of February, 2015 in Oakland, California.

/s/ Suzanne E. Jaffe
SUZANNE E. JAFFE